

FORM HDP-1449 (Based on Form PTO-1449)

ATTORNEY DOCKET No.

SERIAL No.

5074A-000057

10/087,288

PATENT AND TRADEMARK OFFICE

## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

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David A. Simon

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## U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
1.	DYA	Re. 35,816	6/1998	Schulz	1	
2.		3,439,256	04/15/1969	Kähne et al.		
3.		3,674,014	07/04/1972	Tillander		
4.		3,868,565	02/25/1975	Kuipers		
5.		4,054,881	10/18/1977	Raab		
6.		4,173,228	11/06/1979	Van Steenwyk et al.		
7.		4,262,306	04/14/1981	Renner		
8.		4,287,809	09/08/1981	Egli et al.		
9.		4,314,251	02/02/1982	Raab		
10.		4,317,078	02/23/1982	Weed et al.		
11.		4,328,813	05/1982	Ray		
12.		4,339,953	07/20/1982	Iwasaki		
13.		4,396,885	08/02/1983	Constant		
14.		4,422,041	12/20/1983	Lienau		
15.		4,431,005	02/14/1984	McCormick		
16.		4,548,208	10/22/1985	Niemi		
17.		4,572,198	02/25/1986	Codrington		
18.		4,584,577	04/22/1986	Temple		
19.		4,613,866	09/23/1986	Blood		
20.		4,618,978	10/21/1986	Cosman		
21.		4,642,786	02/10/1987	Hansen		

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## U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
22.	RL	4,645,343	02/1987	Stockdale et al.		
23.		4,649,504	03/10/1987	Krouglicof et al.		
24.		4,673,352	06/1987	Hansen		
25.		4,719,419	01/12/1988	Dawley		
26.		4,737,794	04/12/1988	Jones		
27.		4,793,355	12/1988	Crum et al.		
28.		4,821,731	04/18/1989	Martinelli et al.		
29.		4,836,778	06/06/1989	Baumrind et al.		
30.		4,849,692	07/18/1989	Blood		
31.		4,862,893	09/05/1989	Martinelli		
32.		4,889,526	12/26/1989	Rauscher et al.		
33.		4,905,698	03/06/1990	Strohl, Jr. et al.		
34.		4,923,459	05/1990	Nambu		
35.		4,931,056	06/1990	Ghajar et al.		
36.		4,945,305	07/31/1990	Blood		
37.		4,945,914	08/1990	Allen		
38.		4,951,653	08/1990	Fry et al.		
39.		4,977,655	12/18/1990	Martinelli		
40.		4,989,608	02/05/1991	Ratner		
41.	RL	5,002,058	03/26/1991	Martinelli		

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Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
42.	<i>Dej</i>	5,005,592	04/09/1991	Cartmell		
43.		5,016,639	05/21/1991	Allen		
44.		5,030,196	07/09/1991	Inoue		
45.		5,042,486	08/27/1991	Pfeiler et al.		
46.		5,050,608	09/24/1991	Watanabe et al.		
47.		5,054,492	10/08/1991	Scribner et al.		
48.		5,057,095	10/15/1991	Fabian		
49.		5,086,401	02/04/1992	Glassman et al.		
50.						
51.		5,099,845	03/31/1992	Besz et al.		
52.		5,105,829	04/21/1992	Fabian et al.		
53.		5,107,839	04/28/1992	Houdek et al.		
54.		5,107,862	04/28/1992	Fabian et al		
55.		5,109,194	04/28/1992	Cantaloube		
56.		5,152,288	10/06/1992	Hoenig et al.		
57.		5,160,337	11/1992	Cosman		
58.		5,161,536	11/10/1992	Vikomerson et al.		
59.		5,187,475	02/16/1993	Wagener et al.		
60.		5,188,126	02/23/1993	Fabian et al		
61.	<i>Dej</i>	5,190,059	03/02/1993	Fabian et al		

Examiner: *Dej*Date Considered: *3-28-2005*

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**U.S. PATENT DOCUMENTS**

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
62.	PCA	5,197,476	03/30/1993	Nowacki et al.		
63.		5,197,965	03/1993	Cherry et al.		
64.		5,198,768	03/30/1993	Keren		
65.		5,211,165	05/18/1993	Dumoulin et al.		
66.		5,211,176	05/1993	Ishiguro et al.		
67.		5,214,615	05/25/1993	Bauer		
68.		5,222,499	06/29/1993	Allen et al.		
69.		5,228,442	07/20/1993	Imran		
70.		5,237,996	08/24/1993	Waldman et al.		
71.		5,251,635	10/12/1993	Dumoulin et al.		
72.		5,253,647	10/19/1993	Takahashi et al.		
73.		5,255,680	10/26/1993	Darrow et al.		
74.		5,257,636	11/02/1993	White		
75.		5,265,610	11/30/1993	Darrow et al.		
76.		5,265,611	11/30/1993	Hoenig et al.		
77.		5,269,759	12/14/1993	Hernandez et al.		
78.		5,271,400	12/21/1993	Dumoulin et al.		
79.		5,273,025	12/28/1993	Sakiyama et al.		
80.		5,274,551	12/28/1993	Corby, Jr.		
81.	PCA	5,279,309	01/18/1994	Taylor et al.		

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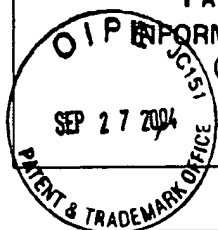
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## U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
82.	PJA	5,291,199	03/01/1994	Overman et al		
83.		5,297,549	03/29/1994	Beatty et al.		
84.		5,299,254	03/29/1994	Dancer et al.		
85.		5,299,288	03/29/1994	Glassman et al.		
86.		5,305,091	04/1994	Gelbart et al.		
87.		5,315,630	05/24/1994	Sturm et al.		
88.		5,316,024	05/31/1994	Hirschi et al.		
89.		5,318,025	06/07/1994	Dumoulin et al.		
90.		5,325,728	07/05/1994	Zimmerman et al.		
91.		5,325,873	07/05/1994	Hirschi et al.		
92.		5,329,944	07/19/1994	Fabian et al		
93.		5,353,795	10/11/1994	Souza et al.		
94.		5,353,800	10/11/1994	Pohndorf et al		
95.		5,353,807	10/11/1994	DeMarco		
96.		5,375,596	12/27/1994	Twiss et al.		
97.		5,377,678	01/03/1995	Dumoulin et al.		
98.						
99.		5,385,146	01/31/1995	Goldreyer		
100.		5,385,148	01/31/1995	Lesh et al.		
101.	PJA	5,386,828	02/07/1995	Owens et al.		

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## U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
102.	PCK	5,391,199	02/21/1995	Ben-Haim		
103.		5,394,457	02/1995	Leibinger et al.		
104.		5,397,329	03/1995	Allen		
105.		5,417,210	05/23/1995	Funda et al.		
106.		5,419,325	05/30/1995	Dumoulin et al.		
107.		5,423,334	06/13/1995	Jordan		
108.		5,425,367	06/20/1995	Shapiro et al.		
109.		5,425,382	06/20/1995	Golden et al.		
110.		5,429,132	07/04/1995	Guy et al.		
111.		5,433,198	07/18/1995	Desai		
112.		5,437,277	08/01/1995	Dumoulin et al.		
113.		5,443,066	08/22/1995	Dumoulin et al.		
114.		5,443,489	08/22/1995	Ben-Haim		
115.		5,445,144	08/29/1995	Wodicka et al.		
116.		5,445,150	08/29/1995	Dumoulin et al.		
117.		5,445,166	08/29/1995	Taylor		
118.						
119.		5,453,686	09/26/1995	Anderson		
120.		5,456,718	10/10/1995	Szymaitis		
121.	PLB	5,458,718	10/17/1995	Venkitachalam		

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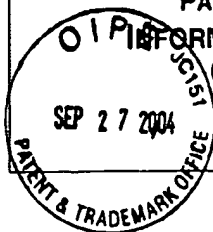
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## U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
122.	DLA	5,464,446	11/1995	Dreessen et al.		
123.		5,480,422	01/02/1996	Ben-Haim		
124.		5,485,849	01/23/1996	Panescu et al.		
125.		5,487,391	01/30/1996	Panescu		
126.		5,487,729	01/30/1996	Avellanet et al.		
127.		5,487,757	01/30/1996	Truckai et al.		
128.		5,513,637	05/07/1996	Twiss et al.		
129.		5,542,938	08/06/1996	Avellanet et al.		
130.		5,543,951	08/06/1996	Moehrmann		
131.		5,546,940	08/20/1996	Panescu et al.		
132.		5,546,949	08/20/1996	Frazin et al.		
133.		5,546,951	08/20/1996	Ben-Haim		
134.		5,551,429	09/1996	Fitzpatrick et al.		
135.		5,558,091	09/24/1996	Acker et al.		
136.		5,573,533	11/12/1996	Strul		
137.		5,575,794	11/1996	Walus et al.		
138.		5,592,939	01/14/1997	Martinelli		
139.		5,595,193	01/1997	Walus et al.		
140.		5,600,330	02/04/1997	Blood		
141.	DLA	5,622,169	04/22/1997	Golden et al.		

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## U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
142.	PCR	5,628,315	05/13/1997	Vilsmeier et al.		
143.		5,636,644	06/10/1997	Hart et al		
144.		5,640,170	06/17/1997	Anderson		
145.		5,643,268	07/01/1997	Vilsmeier et al.		
146.		5,645,065	07/08/1997	Shapiro et al.		
147.		5,674,296	10/07/1997	Bryan et al.		
148.		5,681,260	10/28/1997	Ueda et al		
149.		5,694,945	12/09/1997	Ben-Haim		
150.		5,697,377	12/1997	Wittkamp		
151.		5,702,406	12/30/1997	Vilsmeier et al.		
152.		5,713,946	02/03/1998	Ben-Haim		
153.		5,715,822	02/10/1998	Watkins		
154.		5,718,241	02/17/1998	Ben-Haim et al.		
155.		5,727,552	03/17/1998	Ryan		
156.		5,727,553	03/1998	Saad		
157.		5,729,129	03/17/1998	Acker		
158.		5,730,129	03/24/1998	Darrow et al.		
159.		5,730,130	03/1998	Fitzpatrick et al.		
160.		5,732,703	03/31/1998	Kalfas et al.		
161.	PCR	5,735,278	04/07/1998	Hoult et al.		

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**U.S. PATENT DOCUMENTS**

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
162.	DL	5,738,096	04/14/1998	Ben-Haim		
163.		5,741,214	04/21/1998	Ouchi et al.		
164.		5,742,394	04/1998	Hansen		
165.		5,744,953	04/28/1998	Hansen		
166.		5,749,835	05/12/1998	Glantz		
167.		5,752,513	05/19/1998	Acker et al.		
168.		5,758,667	06/02/1998	Slettenmark		
169.		5,762,064	06/09/1998	Polvani		
170.		5,767,699	06/16/1998	Hansen et al.		
171.		5,775,322	07/07/1998	Silverstein et al		
172.		5,776,064	07/07/1998	Kalfas et al.		
173.		5,782,765	07/21/1998	Jonkman		
174.		5,787,886	08/04/1998	Kelly et al.		
175.		5,792,055	08/11/1998	McKinnon		
176.		5,797,849	08/1998	Vesely et al.		
177.		5,799,099	08/1998	Wang et al.		
178.		5,800,352	09/01/1998	Ferre et al.		
179.		5,803,089	09/08/1998	Ferre et al.		
180.		5,807,252	9/15/1998	Hassfeld et al.		
181.	DL	5,810,728	09/22/1998	Kuhn		

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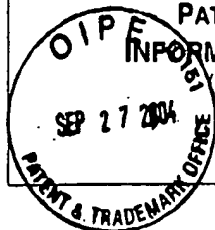
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Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
182.	DR	5,810,735	09/22/1998	Halperin et al		
183.		5,829,444	11/03/1998	Ferre et al.		
184.		5,831,260	11/03/1998	Hansen		
185.		5,840,024	11/24/1998	Taniguchi et al.		
186.		5,840,025	11/24/1998	Ben-Haim		
187.		5,843,076	12/1/1998	Webster, Jr. et al.		
188.		5,865,846	02/02/1999	Bryan et al.		
189.		5,868,674	02/09/1999	Glowinski et al.		
190.		5,871,455	09/1999	Ueno		
191.		5,873,822	02/23/1999	Ferre et al.		
192.		5,884,410	03/1999	Prinz		
193.		5,913,820	06/22/1999	Bladen et al.		
194.		5,920,395	07/06/1999	Schulz		
195.		5,928,248	7/27/1999	Acker		
196.		5,938,603	8/17/1999	Ponzi		
197.		5,938,694	08/17/1999	Jaraczewski et al.		
198.		5,947,981	09/1999	Cosman		
199.		5,950,629	09/14/1999	Taylor et al.		
200.		5,954,647	09/21/1999	Bova et al.		
201.	DR	5,954,796	10/12/1999	Imran		

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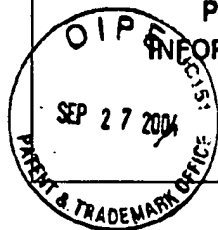
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## U.S. PATENT DOCUMENTS

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202.	1.05	5,967,980	10/19/1999	Ferre et al.		
203.		5,968,047	10/10/1999	Reed		
204.		5,971,997	10/1999	Guthrie et al.		
205.		5,976,156	11/02/1999	Taylor et al.		
206.		5,980,535	11/1999	Barnett et al.		
207.		5,983,126	11/09/1999	Wittkamp		
208.		5,987,349	11/16/1999	Schulz		
209.		5,987,960	11/1999	Messner et al.		
210.		5,999,837	12/1999	Messner et al.		
211.		5,999,840	12/1999	Grimson et al.		
212.		6,001,130	12/14/1999	Bryan et al.		
213.		6,006,126	12/1999	Cosman		
214.		6,019,725	02/01/2000	Vesely et al.		
215.		6,024,695	02/15/2000	Greenberg et al.		
216.		6,059,718	05/2000	Taniguchi et al.		
217.		6,063,022	5/16/2000	Ben-Haim		
218.		6,073,043	06/2000	Schneider		
219.		6,104,944	08/15/2000	Martinelli		
220.		6,118,845	09/12/2000	Simon et al.		
221.	DCU	6,122,538	09/19/2000	Sliwa, Jr. et al.		

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Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
222.	DA	6,131,396	10/17/2000	Duerr et al.		
223.		6,156,067	12/05/2000	Bryan et al.		
224.		6,161,032	12/12/2000	Acker		
225.		6,172,499	01/09/2001	Ashe		
226.		6,175,756	1/16/2001	Ferre et al.		
227.		6,223,067	04/24/2001	Vilsmeier		
228.		6,233,476	3/2001	Strommer et al.		
229.		6,246,231	06/12/2001	Ashe		
230.		6,273,896	08/14/2001	Franck et al.		
231.		6,298,262	10/02/2001	Franck et al.		
232.		6,332,089	12/2001	Acker et al.		
233.		6,341,231	1/22/2002	Ferre et al.		
234.		6,351,659	02/26/2002	Vilsmeier		
235.		6,381,485	04/30/2002	Hunter et al.		
236.		6,424,856	07/23/2002	Vilsmeier et al.		
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238.		6,434,415	08/13/2002	Foley et al.		
239.		6,437,567	08/20/2002	Schenck et al.		
240.		6,445,943	9/3/2002	Ferre et al.		
241.	DA	6,470,207	10/22/2002	Simon et al.		

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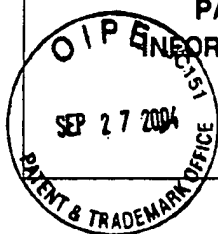
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242.	DCR	6,474,341	11/05/2002	Hunter et al.		
243.		6,493,573	12/10/2002	Martinelli et al.		
244.		6,498,944	12/24/2002	Ben-Haim et al		
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246.		6,527,443	03/04/2003	Vilsmeier et al.		
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249.		6,609,022	08/19/2003	Vilsmeier et al.		
250.		6,611,700	08/26/2003	Vilsmeier et al.		
251.		6,640,128	10/28/2003	Vilsmeier et al.		
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2.		WO 99/60939	12/1999	WIPO			
3.		WO 98/08554	03/1998	WIPO			
4.		WO 89/05123	06/1989	PCT			
5.	DCR	WO 94/04938	03/03/1994	PCT			

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Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation Yes	No
6.	<i>PAH</i>	WO 92/03090	03/05/1992	PCT	1		
7.		EP 0 319 844 A1	01/1988	EPO			
8.		EP 0 651 968 A1	08/1990	EPO			
9.		EP 0419729 A1	09/29/1989	EPO		U.S. Equiv	
10.		EP 0655138 B1	08/16/1993	EPO			
11.		EP 0894473 A2	01/24/1995	EPO			
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13.		DE 3831278 A1	03/1989	Germany		U.S. Equiv	
14.		DE 4233978 C1	04/1994	Germany		U.S. Equiv	
15.	<i>DAH</i>	DE 10085137		Germany		U.S. Equiv	

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1.	<i>PAH</i>	"Prestige Cervical Disc System Surgical Technique", 12 pgs.
2.		Benzel et al., "Magnetic Source Imaging: a Review of the Magnes System of Biomagnetic Technologies Incorporated," Neurosurgery, Vol. 33, No. 2 (Aug. 1993), pp. 252-259.
3.		Bryan, "Bryan Cervical Disc System Single Level Surgical Technique", Spinal Dynamics, 2002, pp. 1-33.
4.	<i>DAH</i>	Bucholz et al., "Variables affecting the accuracy of stereotactic localization using computerized tomography," Journal of Neurosurgery, Vol. 79, November 1993, pp. 667-673.

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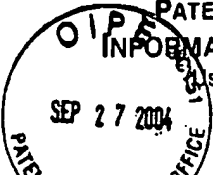
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6.		Feldmar et al., "3D-2D Projective Registration of Free-Form Curves and Surfaces," Rapport de recherche (Inria Sophia Antipolis), 1994, pages 1-44.
7.		Hamadeh et al., "Kinematic Study of Lumbar Spine Using Functional Radiographies and 3D/2D Registration," TIMC UMR 5525 - IMAG
8.		Heilbrun et al., "Preliminary experience with Brown-Roberts-Wells (BRW) computerized tomography stereotaxic guidance system," Journal of Neurosurgery, Vol. 59, August 1983, pp. 217-222.
9.		Hofstetter et al., "Fluoroscopy Based Surgical Navigation - Concept and Clinical Applications," Computer Assisted Radiology and Surgery, 1997, pages 956-960.
10.		Horner et al., "A Comparison of CT-Stereotaxic Brain Biopsy Techniques," Investigative Radiology, Sep.-Oct. 1984, pp. 367-373.
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12.		Laitinen et al., "An Adapter for Computed Tomography-Guided, Stereotaxis," Surg. Neurol., 1985, pp. 559-566.
13.		Laitinen, "Noninvasive multipurpose stereoadapter," Neurological Research, June 1987, pp. 137-141.
14.		Reinhardt et al., "CT-Guided 'Real Time' Stereotaxy," ACTA Neurochirurgica, 1989.
15.		Schueler et al., "Correction of Image Intensifier Distortion for Three-Dimensional X-Ray Angiography," SPIE Medical Imaging 1995, Vol. 2432, pp. 272-279.
16.		Smith et al., "The Neurostation™--A Highly Accurate, Minimally Invasive Solution to Frameless Stereotactic Neurosurgery," Computerized Medical Imaging and Graphics, Vol. 18, July - August 1994, pp. 247-256.
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18.		Germano, "Instrumentation, Technique and Technology", Neurosurgery, Vol. 37, No. 2, August, 1995, pgs. 348-350
19.	per	Merloz, et al., "Computer Assisted Spine Surgery", Clinical Assisted Spine Surgery, No. 337, pgs. 86-96

Examiner:

Date Considered:

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Examiner: *DLR* Date Considered: *3-28-2002*

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